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February 22, 2010

BY ECF

Hon. Cheryl L. Pollak
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: Theodore Roosevelt v. Walgreen Co.,
No. 08 CV 3525 (DGT) (CLP)

Dear Judge Pollak:

We are counsel for Walgreen Co. On behalf of both parties, we write to respectfully request an adjournment of the status conference scheduled for February 25, 2010 at 10 a.m.

On February 2, Your Honor "so ordered" the parties' Stipulation regarding further proceedings in this matter, under which the parties agreed to engage in discovery and then private mediation, while postponing any motion practice regarding conditional certification. The parties have been operating under that schedule, and the mediation is scheduled for April 6. There does not appear to be any need for a status conference at this time, although if the Court believes otherwise, we would of course be pleased to appear.

We thank the Court in advance for its consideration.

Respectfully submitted,

SEYFARTH SHAW LLP

A handwritten signature in black ink, appearing to read "Robert Whitman".

Robert S. Whitman

cc: Chambers (by fax)
Amy Hong, Esq. (by ECF)
Justin Swartz, Esq. (by ECF)